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David H. Brinkman, Reg. No. 40,532

Date

2/19/04

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Stephen P. Moenning  
Serial No.: 10/727,120 (Divisional of U.S. Serial No. 09/934,399 filed August 21, 2001)  
Filed: December 3, 2003  
Art Unit: Unknown  
Confirmation No.: Unknown  
Examiner: Unknown  
Title: **MINIMALLY INVASIVE MEDICAL APPARATUS FOR DISPENSING A BIOLOGICALLY ACTIVE COMPOUND AND AN ASSOCIATED MEDICAL PROCEDURE FOR DISPENSING A BIOLOGICALLY ACTIVE COMPOUND**  
Our Ref. No.: MOEN-04B

Cincinnati, OH

February 19, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SECOND PRELIMINARY AMENDMENT**

Sir:

Prior to examination of the above-identified application, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.